

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHUCK PILLON,

Plaintiff,

v.

KING COUNTY,

Defendant.

Case No. C06-1767RSL

ORDER DENYING MOTION
TO DISMISS AND GRANTING
MOTION FOR A MORE
DEFINITE STATEMENT

This matter comes before the Court on defendant's motion to dismiss or in the alternative for a more definite statement (Dkt. #3). Defendant argues that the complaint should be dismissed because plaintiff, who is proceeding *pro se*, has failed to plead a violation of a statute or the Constitution underlying his 42 U.S.C. § 1983 claim. In the alternative, defendant requests that plaintiff file an amended complaint that states the underlying basis for his § 1983 claim.

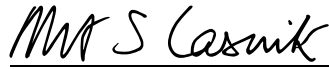
A review of plaintiff's complaint shows that it does not allege a violation of the Constitution or of a statute. Plaintiff's complaint, therefore, does not state a claim for which relief may be granted and is too vague to permit a meaningful response. Rather than dismiss the

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1 complaint, however, the Court will grant plaintiff's request for leave to amend.¹

2 Accordingly, the Court DENIES defendant's motion to dismiss and GRANTS the motion
3 for a more definite statement (Dkt. #3). Plaintiff shall file and serve his Amended Complaint
4 alleging the underlying basis for his § 1983 claim within ten days of the date of this order.
5 Otherwise, his complaint will be dismissed for failure to state a claim.

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7 DATED this 30th day of January, 2007.

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10 Robert S. Lasnik
11 United States District Judge
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24 ¹ The Court notes that plaintiff's response to the motion was filed four days late. The
25 Court nevertheless considered the response because of plaintiff's *pro se* status. Plaintiff is
26 reminded, however, that he must comply with the Federal Rules of Civil Procedure and the
Local Rules.